



City Council Agenda

Council President
Tom Boyajian

Councilmembers

Garry Bredefeld, Acting Council President
Chris Mathys,
Henry Perea

Sal Quintero
Daniel Ronquillo
Ken Steitz

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, MARCH 14, 2000

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON (www.ci.fresno.ca.us).
THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

8:30 A.M.

JOINT MEETING WITH THE REDEVELOPMENT AGENCY

Approve Agency minutes of February 29, 2000

Action Taken:

- A. Discussion regarding existing policy (City/State/Federal) related to the placement of Government Facilities in downtown Fresno (*Council and Agency action*) - Councilmember Perea

Action Taken:

ADJOURN AGENCY

9:00 A.M. COUNCIL ROLL CALL

Invocation by Jeff Harrington of the Central Community Church

Pledge of Allegiance to the Flag

Proclamation of “HANSON FAMILY DAY” - Councilmember Steitz

Proclamation of “NATIONAL SAFE PLACE WEEK” - All Councilmembers

Presentation of Certificates to Fresno P.A.L. Basketball Teams - Councilmember Quintero

Proclamation of “DEVELOPMENTAL DISABILITIES AWARENESS MONTH” - Mayor Patterson

Presentation of Student of the Quarter Awards - Councilmember Perea

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA. FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of February 29, 2000

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

9:15 A.M. Appearance by Dan Zack, Planner at Council of Fresno County Governments (COG) to request input regarding Freeway 99 Landscape Master Plan and Design Guidelines

Action Taken:

9:30 A.M. **HEARING** to consider corrected exhibits and final approval for Conditional Use Permit Application No. C-98-156 for approximately 15 acres of surface mining over 5 years, for immediate reclamation of approximately 13 acres of previously-mined area, and for post-mining reclamation of the 15 acres, located at the southwest corner of Rice Road and Lanes Road, west of Friant Avenue

Action Taken:

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

- 9:45 A.M. HEARING** to consider approving a revised Freeway Agreement with State of California for Route 180 from Chestnut Avenue to Clovis Avenue
Action Taken:
a. **RESOLUTION** - Approving a revised Freeway Agreement with State of California for Route 180, from Chestnut Avenue to Clovis Avenue
Action Taken:
- 10:00 A.M. CONTINUED HEARING** to consider amendments to Development Agreement between City of Fresno and Calcot Ltd, concerning development of Tract No. 4637, Palm Bluffs Corporate Center
Action Taken:
a. **BILL** - Amending the Development Agreement for Tract No. T-4637 between the City of Fresno and Calcot, Ltd.
Action Taken:
- 10:15 A.M. HEARING** to consider Rezoning Application No. R-00-02, filed by Glen Self, for 4.1 acres of property located at 9303 N. Maple Avenue
Action Taken:
a. **BILL** - Amending the Official Zone Map to rezone from the AE-20/UGM zone district to the R-1-C/UGM zone district
Action Taken:
- 10:30 A.M. HEARING** to consider Plan Amendment No. A-99-30 and Rezoning Application No. R-99-45 and environmental findings, filed by Riverview Estates, for 4 acres of property located between Audubon Drive and the San Joaquin River Bluffs at the Palm Avenue alignment
Action Taken:
a. Consider Environmental Assessment/Mitigated Negative Declaration No. A-99-30/R-99-45
Action Taken:
b. **RESOLUTION** - Amending the Bullard Community Plan
Action Taken:
c. **BILL** - Amending the Official Zone Map to rezone from O/BP/UGM, R-1/BA-20/BP/UGM and R-1/BA-20/UGM zone districts to the R-1/BA-20/BP/UGM, C-P/BA-20/UGM, C-P/BA-20/BP/UGM and O/BP/UGM zone districts
Action Taken:
- 11:00 A.M. TEFRA HEARING** as required by Section 147(f) of the Internal Revenue Code of 1986 to hear and to consider information concerned the proposed issuance of Multifamily Housing Revenue Bonds by the California Statewide Communities Development Authority (CSCDA) to provide financing for the acquisition and rehabilitation of a multifamily residential rental project, property located at 2825 W. Alamos Avenue (Pine West Apartments Project)
Action Taken:
a. **RESOLUTION** - Providing approval for CSCDA to issue Multifamily Housing Revenue Bonds for the acquisition and rehabilitation of the Pine West Apartments
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

11:30 A.M. BILL NO. B-17 (Intro. 2/29/00) - Repealing subsection (c) of Section 3-404 of the Fresno Municipal Code relating to exemption from payment of prevailing wages

Action Taken:

2:00 P.M.#1

DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)

2:00 P.M.#2

CLOSED SESSION

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Government Code Section 54957 (Council President Boyajian)

Title: City Clerk

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Government Code Section 54956.9, Subdivision (a)

1. Case Name: Roberts Managing Contractors, Inc. v. City of Fresno

Action Taken:

C. CONFERENCE WITH LEGAL COUNSEL - FRIEND-OF-THE-COURT-PARTICIPATION - Government Code Section 54954.2, Subdivision (a)

1. Case Name: Swenson v. County of Los Angeles

Action Taken:

D. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9, Subdivision (a)

1. Case Name: City of Fresno vs. Leslie P. Busick, et al. - Fresno Superior Court No. 619345-2

Action Taken:

2:00 P.M.#2

JOINT CLOSED SESSION WITH THE REDEVELOPMENT AGENCY

E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Government Code Section 54956.9, Subdivision (a)

1. Case Name: Civic Center Square, Inc. v. City of Fresno; Fresno Superior Court No. 612624-7

2. Case Name: City of Fresno v. Civic Center Square, Inc., et al.; Fresno Superior Court No. 612629-6

3. Case Name: City of Fresno v. Gordon Webster, et al.; Fresno Superior Court No. 61230-4

4. Case Name: City of Fresno v. Civic Center Square, Inc.; Fresno Superior Court No. 612631-2

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:30 P.M. WORKSHOP regarding existing mid-rise/high rise corridor - Councilmember Perea

Action Taken:

2:45 P.M. RESOLUTION - In support of the new Measure "C" for Fresno neighborhoods - Councilmember Perea

Action Taken:

3:00 P.M.#1 HEARINGS - On consideration of the following appeals regarding determinations on the proposed flagpole and monument at the Fresno Veterans Memorial Auditorium, 2425 Fresno Street

Action Taken:

1. Adoption of Mitigated Negative Declaration

Action Taken:

2. Approval by Development Director of Conditional Use Permit (CUP) Application No. C-99-149

Action Taken:

3. Denial by the Fresno Historic Preservation Commission of Regulatory Permit

Action Taken:

1A. GENERAL CONSENT CALENDAR

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.)

1. **RESOLUTION** - Authorizing the purchase of one (1) turboway 2000 passenger loading ramp and one (1) turboway 2000 S extended reach passenger loading ramp for the Fresno Yosemite International Airport without advertised competitive bidding under the sole source exception

Action Taken:

2. Award a requirements contract for traffic signal equipment

Action Taken:

3. Authorize the City to arrange for a three-year financing under the existing Master Equipment Lease-Purchase Agreement with Pitney Bowes Credit Corporation to pay for the purchase of 20 MDS units and 20 police radios and other related equipment and the installation thereof

Action Taken:

4. Approve extension of a Temporary Use Permit issued by the City to Globe Aviation Security Services, Inc., to occupy premises at Fresno Yosemite International Airport (FYI)

Action Taken:

5. **RESOLUTION** - Ordering the summary vacation of a portion of Birch Avenue west of Jackson Avenue

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A. **GENERAL CONSENT CALENDAR CONTINUED**

6. **RESOLUTION** - Ordering the summary vacation of a portion of Doolittle Drive at Blythe Avenue
Action Taken:
7. * **RESOLUTION** - 78th amendment to AAR No. 99-181 appropriating \$50,000 for costs associated with the formation of Fresno Community Facilities District No. 3 (Palm Bluffs Corporate Center Public Improvement Project) (**Requires 5 affirmative votes**)
Action Taken:
8. **RESOLUTION** - Authorizing the Chief of Police to submit an application and any other relevant documentation to the Office of Criminal Justice Planning to receive \$159,486 in 1999 Juvenile Accountability and Incentive Block Grant
Action Taken:
9. * **RESOLUTION** - 10th amendment to PAR No. 99-182 adding one position to the Convention Center
Action Taken:
 - a. * **RESOLUTION** - 5th amendment to Salary Resolution No. 99-175, creating a new class
Action Taken:
10. Reject all bids for a requirements contract for streetlight equipment
Action Taken:
11. Approve agreement with Municipal Auditing Services to provide compliance services in connection with the City of Fresno business tax ordinance
Action Taken:
12. Approve first amendment to lease and adaptive reuse agreement with Convention and Visitors Bureau - Water Tower Project
Action Taken:
13. **RESOLUTION** - Supporting the Big Fresno Fair Cross-City Race
Action Taken:

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

1. * **BILL** - Amending Sections 2-1726 and 2-1726A of the Fresno Municipal Code, relating to deletion of mandatory retirement age procedure
Action Taken:
 - a. Approval of service extension past age 60 for Fire Captain Wayne L. Montgomery and Firefighter Specialist William L. Fiori
Action Taken:
2. * **BILL** - Amending Section 2-1618 (a) of the Fresno Municipal Code relating to who may file for examinations
Action Taken:

***ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. * **BILL NO. B-19 (Intro. 2/29/00)** - Amending Section 2-1801 of the Fresno Municipal Code adding annual leave which is accrued in lieu of vacation leave and sick leave for participating City employees
Action Taken:
- B. Approve Contract Change Order No. 46 for Fresno Yosemite International Terminal building concourse and baggage claim renovation and A.D.A. improvements, C.I.P. Nos. 186502, 186700, 186908, 187500, 187609, 188003 and 183616-5930 *(To be considered after Closed Session)*
Action Taken:
- C. Report on status of State Trade and Commerce Agency Distribution Center Grant Project and;
Action Taken:
1. **COUNCIL RESOLUTION** - Approving an agreement for relocating Basin “T” to Basin “BU” and related improvements including pipelines, among the Fresno Metropolitan Flood Control District, City of Fresno, and Fresno Redevelopment Agency, consenting to Agency expenditures, and making certain findings
Action Taken:

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. * **RESOLUTION** - 83rd amendment to AAR No. 99-181 appropriating \$4,500 from District 7's general fund infrastructure budget to fund a portion of the Fresno Police Department Reserve Unit annual awards and appreciation dinner *(Requires 5 affirmative votes)* - Councilmember Perea
Action Taken:
- B. Proposed appointment of Robert A. Seigel to the Human Relations Commission - Councilmember Ronquillo *(For introduction)*
Action Taken:
- C. Approve request by Leadership Class from Roosevelt High School to remain on site continuously for a period from 3/24 - 3/27/00 to raise funds to assist funding efforts for the World War II Memorial being built in Washington, D.C. - Councilmember Quintero
Action Taken:
- D. Declare St. Anthony’s Bread Basket, Inc. the regional food bank for the City and County of Fresno - Councilmember Quintero
Action Taken:
- E. * Direct City Manager or designee to install a stop sign at E. Hamilton and S. Orange Avenues. Does not meet warrants - Councilmember Quintero
Action Taken:

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

**ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION*

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

- Mar. 21 - 8:30 A.M. REDEVELOPMENT AGENCY MEETING** - slide presentation
- Mar. 21 - 9:30 A.M. HEARING** re: P.A. No. A-99-34, Rezone Appl. No. 99-50, filed by Roger Peterson
- Mar. 21 - 9:45 A.M. HEARING** re: P.A. No. A-99-37, Rezone Appl. No. R-99-52, filed by Howe Electric Inc.
- Mar. 21 - 10:00 A.M. HEARING** re: FY 2000 Weed Abatement Program
- Mar. 21 - 10:30 A.M. HEARING** re: P.A. No. A-99-29, Rezone Appl. No. R-99-44, filed by James W. Logan on behalf of Linda Williams
- Mar. 21 - 3:00 P.M. HEARING** re: Bike lanes Project, located at Cedar, Shields and West
- Mar. 21 - 11:00 A.M. HEARING** re: Annexation No. 18, Community Facilities District No. 2
- Mar. 28 - 8:30 A.M. REDEVELOPMENT AGENCY MEETING** re: EIR consultants
- Mar. 28 - 11:00 A.M. HEARING** re: P.A. No. A-99-33, Rezone Appl. No. R-99-27, filed by Donald Bremseth for the Christian Community Baptist Church
- Apr. 4 - 10:00 A.M. HEARING** re: Community Facilities District No. 2, Annexation No. 19
- Apr. 4 - 11:00 A.M. HEARING** re: P.A. No. 99-32, Rezone Appl. No. R-99-48, filed by Roger Petersen
- Apr. 18 - NO MEETING**
- Apr. 25 - 5:00 P.M. CONTINUED HEARING** to consider Plan Amendment Application No. A-99-03, Rezoning Application No. R-99-06, filed by Roger E. Petersen

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***